

**AN ORDINANCE BY COMMUNITY DEVELOPMENT/
HUMAN RESOURCES COMMITTEE**

05-0-0131

AUTHORIZING THE TRANSFER OF PROPERTY BETWEEN THE CITY OF ATLANTA DEPARTMENT OF PUBLIC WORKS AND THE CITY OF ATLANTA DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS, LOCATED AT 292 (FORMERLY 26) ALASKA AVENUE, N.E., SO AS TO ALLOW THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS, BUREAU OF PARKS TO PLACE THIS PROPERTY IN IT'S INVENTORY AND TO UTILIZE THE PROPERTY AS A POCKET GARDEN; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta holds legal title to property located at 292 (Formerly 26) Alaska Avenue, N.E., which is listed in the inventory of the Department of Public Works; and

WHEREAS, in 1995, the City of Atlanta, through the Department of Public Works authorized a Lease Agreement with Fourth Ward Neighbors, Inc., for a two (2) year period to allow the organization to operate the property as a Neighborhood Pocket Garden; and

WHEREAS, the Commissioner of the Department of Public Works has determined that this property is no longer useful to carry out the functions and duties of the Department of Public Works; and

WHEREAS, the Commissioner of the Department of Parks, Recreation and Cultural Affairs has determined that the community should continue to maintain the property for the benefit of the citizens of the City of Atlanta as a Neighborhood Pocket Garden; and

WHEREAS, the Commissioner of the Department of Parks, Recreation and Cultural Affairs and Public Works both recommend that a transfer of the property from the inventory of the Department of Public Works be made to reflect the use of this land.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: That the Chief Financial Officer is hereby authorized to transfer the property identified and described below, located at 292 Alaska Avenue, NE, from the inventory of the Department of Public Works to the inventory of the Department of Parks, Recreation and Cultural Affairs so as to allow the, Bureau of Parks to utilize the property as a Pocket Garden.

ALL that tract or parcel of land lying and being in the City of Atlanta being part of land lot 19 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING on west side of Alaska Avenue 299.6 feet north of Highland Avenue; and running north on the west side of Alaska Avenue 50 feet; thence west 140 feet to a 10 foot alley; thence south on said alley 50 feet; thence east 140 feet to the beginning point and known as 292 (formerly 26) Alaska Avenue, N.E. according to the present system of numbering houses in the City of Atlanta.

SECTION 2: That the Mayor, Chief Financial Officer, Chief Procurement Officer and City Attorney be and are authorized to execute all documents necessary to reflect such a reallocation of said property.

292 Alaska Ave, NE

14-19-2-93

Verantwoord

Purview - Public Works

SCALE 1" = 80'



GEORGIA STATE OFFICE
TITLE BUILDING
ATLANTA 3, GEORGIA

Lawyers Title Insurance Corporation

2039992 ATLANTA BRANCH OFFICE

WARRANTY DEED

STATE OF GEORGIA COUNTY OF FULTON

THIS INDENTURE, Made the 8th day of May, in the year one thousand nine hundred sixty-seven, between

RUPHUS D. COOPER and INA R. COOPER

of the County of _____, and State of Georgia, as party or parties of the first part, hereinafter called Grantor, and

CITY OF ATLANTA, a municipal corporation

as party or parties of the second part, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of the sum of **THIRTEEN THOUSAND AND NO/100** (\$13,000.00) DOLLARS in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold, aliened, conveyed and confirmed, and by these presents does grant, bargain, sell, alien, convey and confirm unto the said Grantee,

ALL that tract or parcel of land lying and being in the City of Atlanta being part of land lot 19 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING on the west side of Alaska Avenue 299.6 feet north of Highland Avenue; and running north on the west side of Alaska Avenue 50 feet; thence west 140 feet to a 10-foot alley; thence south on said alley 50 feet; thence east 140 feet to the beginning point and known as 292 (formerly 26) Alaska Avenue, N. E., according to the present system of numbering houses in the City of Atlanta.

FILED
FULTON CO. GA.

MAY 9 8 26 AM '67

RECORDED
FULTON CO. GA.

MAY 12 '67



W. H. HARRISON
CLERK, SUPERIOR COURT

TO HAVE AND TO HOLD the said tract or parcel of land, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoof of the said Grantee forever in FEE SIMPLE.

AND THE SAID Grantor will warrant and forever defend the right and title to the above described property unto the said Grantee against the claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has signed and sealed this deed, the day and year above written.

Signed, sealed and delivered in presence of:

[Signature]
Notary Public, Georgia State of Georgia
My Commission Expires March 9, 1978

[Signature] (Seal)
RUPHUS D. COOPER
[Signature] (Seal)
INA R. COOPER

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Legislative White Paper

Committee of Purview: Community Development/Human Resources

Caption: AN ORDINANCE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AUTHORIZING THE TRANSFER OF PROPERTY BETWEEN THE CITY OF ATLANTA DEPARTMENT OF PUBLIC WORKS AND THE CITY OF ATLANTA DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS, LOCATED AT 292 (FORMERLY 26) ALASKA AVENUE, N.E., SO AS TO ALLOW THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS, BUREAU OF PARKS TO PLACE THIS PROPERTY IN IT'S INVENTORY AND TO UTILIZE THE PROPERTY AS A POCKET GARDEN; AND FOR OTHER PURPOSES.

Council Meeting Date (s): February 1, 2005 and February 15, 2005

Legislation Title: Ordinance

Requesting Dept.: Department of Parks, Recreation and Cultural Affairs

Justification Statement: This transfer of property is regarding property that the City of Atlanta holds title to located at 292 (Formerly 26) Alaska Avenue, N.E., which is currently listed in the Department of Public Works inventory and Public Works no longer has use for this property to carry out the functions and duties of the Department of Public Works and has agreed to transfer the property to the Department of Parks, Recreation and Cultural Affairs.

In 1995, Public Works did authorize a Lease Agreement with the Fourth Ward Neighbors, Inc. community organization that allowed the organization to maintain said property as a Neighborhood Pocket Garden for a two (2) year period.

The Department of Parks, Recreation and Cultural Affairs, Bureau of Parks has determined that the community should continue to maintain the property for the benefit of the citizens of the City of Atlanta as a Neighborhood Pocket Garden, and the Commissioners of each impacted Department recommend that a transfer of the property from the inventory of the Department of Public Works be made to reflect the use of this land. The Assistant Director for the City's Real Estate Division has agreed with this transfer of property as well.

Approvals:

DOF:-Margaret Crenshaw

DOL:-Rosalind Rubens Newell

Prepared By: Debra F. Harris, M.A., Departmental Contracting Officer, Department of Parks,
Recreation and Cultural Affairs

Contact Number: 404-817-6795